

**UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF VIRGINIA  
Charlottesville Division**

JANICE A. MOORE, ON BEHALF OF HERSELF  
AND A CLASS OF ALL SIMILARLY SITUATED  
PARTICIPANTS IN THE VIRGINIA COMMUNITY  
BANKSHARES, INC. EMPLOYEE STOCK  
OWNERSHIP PLAN,

Plaintiff,

v.

Case No. 3:19-cv-00045

BLUE RIDGE BANKSHARES, INC.,  
SUCCESSOR BY MERGER OF  
VIRGINIA COMMUNITY BANK, *et al.*,

Defendants.

**PLAINTIFF'S MEMORANDUM IN SUPPORT  
OF HER MOTION FOR SUMMARY JUDGMENT**

For the reasons stated in her memorandum of support being filed forthwith, Plaintiff Janice Moore moves for summary judgment on the Defendants' liability for their breaches of their fiduciary duties and engagement in prohibited transactions.

JANICE A. MOORE, ON BEHALF OF HERSELF  
AND A CLASS OF ALL SIMILARLY SITUATED  
PARTICIPANTS IN THE VIRGINIA COMMUNITY  
BANKSHARES, INC. EMPLOYEE STOCK  
OWNERSHIP PLAN,

By: \_\_\_\_\_ /s/ Danny Zemel  
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*Counsel for Plaintiff Janice A. Moore on Behalf of Herself and a Class of All Similarly Situated Participants in the Virginia Community Bankshares, Inc. Employee Stock Ownership Plan*

**Certificate of Service**

I hereby certify that on this 29<sup>th</sup> day of June 2023, I will electronically file the foregoing with the Clerk of the Court using the CM/ECF system. Notice of this filing will be sent by e-mail to all parties by operation of the Court's electronic filing system.

/s/ Danny Zemel  
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